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AUG 2 4 2005

**OFFICE OF PETITIONS** 

In re Application of

Alan L. Backus, et al.

Application No. 10/039,395

Filed: November 7, 2001

Attorney Docket No. 45891/GSL/A641

**ON PETITION** 

This is a decision on the petition under 37 CFR 1.137(b), filed June 6, 2005, to revive the aboveidentified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is **not** final agency action within the meaning of 5 U.S.C. § 704.

The issue fee has been received however; there is no indication that corrected formal drawings as required by the Notice of Allowability dated April 20, 2004, was submitted with the instant petition. This application cannot be revived until corrected formal drawings have been submitted. For applicant's convenience, a copy of the notice of draftsperson's patent drawing review dated April 14, 2004, is enclosed.

There is no indication that the petitioner has submitted an Issue Fee Transmittal Form (PTOL-85b). Accordingly, if petitioner desires to have the information normally found thereon printed on the patent, the attached blank Issue Fee Transmittal Form should be completed and returned with the renewed petition.

Further correspondence with respect to this matter should be addressed as follows:

By mail:

Mail Stop PETITIONS Commissioner for Patents Post Office Box 1450 Alexandria, VA 22313-1450 By hand:

Customer Service Window

Mail Stop Petitions Randolph Building 401 Dulany Street Alexandria, VA 22314

By fax:

(571) 273-8300

ATTN: Office of Petitions

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3229.

Retta Williams

Petitions Examiner

Office of Petitions

Office of the Deputy Commissioner

Letta Williams

for Patent Examination Policy

Attachments to cc: Notice of Draftsperson's Patent Drawing Review and Blank Issue Fee

Transmittal Form, PTOL-85b.